



# MIAMI BEACH

## City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive

May 11, 2011

Mayor Matti Herrera Bower  
Vice-Mayor Jonah Wolfson  
Commissioner Jorge Exposito  
Commissioner Michael Góngora  
Commissioner Jerry Libbin  
Commissioner Edward L. Tobin  
Commissioner Deede Weithorn

City Manager Jorge M. Gonzalez  
City Attorney Jose Smith  
City Clerk Robert E. Parcher

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### ATTENTION ALL LOBBYISTS

**Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.**

*Special note: In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to the alternate meeting date which will only be held if needed. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.*

Call to Order - 9:00 a.m.  
Inspirational Message, Pledge of Allegiance  
Requests for Additions, Withdrawals, and Deferrals

The City Commission will recess for lunch at approximately 1:00 p.m.

#### Presentations and Awards

PA Presentations and Awards

#### Consent Agenda

C2 Competitive Bid Reports  
C4 Commission Committee Assignments  
C6 Commission Committee Reports  
C7 Resolutions

#### Regular Agenda

R2 Competitive Bid Reports  
R5 Ordinances  
R7 Resolutions  
R9 New Business and Commission  
R10 City Attorney Reports

#### Reports and Informational Items

**Presentations and Awards**

- PA1 Certificate Of Appreciation To Be Presented To The Miami Beach Police Department's Officer Of The Month For March 2011. (Page 3)  
(Requested by Commissioner Jorge Exposito)
- PA2 Presentation On The State Of The Tourism And Travel Industry By William Talbert, President & CEO Of The Greater Miami Convention & Visitors Bureau And Recognition Of National Travel And Tourism Week.  
(Requested by Mayor Matti Herrera Bower)
- PA3 Certificates Of Recognition To Be Presented For Beyond The Call Of Duty Service Related To Haiti Relief.  
(Requested By Mayor Matti Herrera Bower)
- PA4 Certificates Of Recognition To Be Presented To Select Students And Teachers Of The Miami-Dade County Public Schools For The 2010-11 School Year.  
(Requested By Mayor Matti Herrera Bower)
- PA5 Certificates Of Appreciation To Be Presented To The Normandy Shores Golf Club, The Alexander, Temple Emanu-El, And Special Recognition To The Holocaust Memorial Of Miami Beach By The City Of Miami Beach Beautification Committee, For Their Efforts In Contributing Significantly To The Beautification Of The City.  
(Parks & Recreation)
- PA6 Certificate Of Recognition To Be Presented To Stephanie Rosen For Organizing The "Wendy Walk" To Raise Funds For Cancer Research.  
(Requested by Commissioner Deede Weithorn)
- PA7 Key To The City To Be Presented To Officer Grant Reid For His Military Service.  
(Requested by Commissioner Jerry Libbin)
- PA8 Proclamation To Be Presented To Coach Al Golden, University Of Miami Football Head Coach.  
(Requested by Vice-Mayor Jonah Wolfson)
- PA9 Certificate Of Recognition To Be Presented To Victor Fernandez, Participant In UNIDAD's Senior Placement Program.  
(Requested by Vice-Mayor Jonah Wolfson)
- PA10 Certificate Of Recognition To Be Presented To Miami Beach Community Health Center, Employer/Participants In UNIDAD's Senior Placement Program.  
(Requested by Vice-Mayor Jonah Wolfson)

**Presentations and Awards** (Continued)

PA11 Proclamation To Be Presented In Honor Of National Bike Month On May 2011.  
(City Manager's Office)

**CONSENT AGENDA**

**Action:**  
**Moved:**  
**Seconded:**  
**Vote:**

**C2 - Competitive Bid Reports**

- C2A Request For Approval To Issue A Request For Qualifications (RFQ) For Constructability, Cost, And Value Engineering Review Services. (Page 7)  
(Capital Improvement Projects/Procurement)
- C2B Request For Approval To Issue A Request For Qualifications (RFQ) For Architectural, Engineering, Design, Bid And Award, And Construction Administration Services For The Collins Park Garage Project. (Page 13)  
(Capital Improvement Projects/Procurement)
- C2C Request For Approval To Issue A Request For Proposals (RFP) For Certain Advertising Programs, And Advertising Sales Support, As Part Of The City's Revenue Enhancement Initiatives. (Page 21)  
(City Manager's Office)
- C2D Request For Approval To Issue A Request For Proposals (RFP) To Provide Testing Services Programs To Determine Qualified Applicants For Police And Fire Entry Level Positions And Classified Promotional Classifications; And/Or To Provide Consultation Services For Sworn And Non-Sworn Positions In Order To Develop Job Analysis, Entry Level And Promotional Tests, Scoring, Minimum Requirements For Jobs And Background Test Requirements. (Page 25)  
(Human Resources/Procurement)
- C2E Request For Approval To Issue A Request For Proposals (RFP) For Mobile Applications Developers For Municipal Parking, Transportation, Parks And Recreation, Special Events And Other City Services. (Page 37)  
(Parking/Procurement)
- C2F Request For Approval To Award Contracts To The Following Vendors: A&B Bulk Mailers, Inc., Prison Rehabilitative Industries And Diversified Enterprise, Inc (Pride Enterprises, Inc.), Arrowmail Presort Co. Inc., Jaguar Data Systems, Inc. And Globalpex, Inc. As Primary And/Or Secondary As Per Group Award Pursuant To Invitation To Bid No. 09-10/11, For Bulk Mailing Services In The Estimated Annual Amount Of \$ 191,751. (Page 43)  
(Procurement)

**C2 - Competitive Bid Reports** (Continued)

- C2G Request For Approval To Reject All Qualifications Received Pursuant To Request For Qualifications (RFQ) No. 54-09/10, For The Provision Of Governmental Consulting Services At Miami-Dade County, Florida. (Page 55)  
(Economic Development/Procurement)

**C4 - Commission Committee Assignments**

- C4A Referral To Finance And Citywide Projects Committee To Discuss A Proposed Modification Of The Promissory Note Dated February 5, 2007, From MBCDC Meridian Place LLC, A Florida Limited Liability Corporation, To The Miami Beach Redevelopment Agency, And To Discuss A Subordination Of The City's Mortgages In Favor Of A Mortgage Being Made To MBCDC By Bank United.  
(Page 63)  
(Real Estate, Housing & Community Development)
- C4B Referral To Land Use And Development Committee - Discussion Regarding Ocean Beach Historic District R-PS4 Zoning Amendment. (Page 65)  
(Requested by Vice-Mayor Jonah Wolfson)
- C4C Referral To Neighborhood/Community Affairs Committee - Discussion Regarding The Interim Traffic Calming Plan For La Gorce And Pinetree Drives. (Page 71)  
(Requested by Commissioner Jorge R. Exposito)

**C6 - Commission Committee Reports**

- C6A Report Of The Land Use And Development Committee On April 21, 2011: **1)** Proposed Alton Road Historic District Buffer Overlay. **2)** Proposed Parking District #5 For The Alton Road Corridor. **3)** Temporary Removal Of Parking Spaces. **4) a)** Discussion Regarding The Notice Requirements For All Land Use Boards; **b)** Discussion On Amending The Public Notice Requirements For Board Of Adjustment, Planning Board, Historic Preservation Board, And Design Review Board Items From Thirty Days To Fifteen Days. **5)** Discussion On Proposed Amendments To Land Development Regulations Amending Minimum Unit Size And Parking Requirements For Affordable Housing Projects. **6)** Discussion Regarding Temporary Storefront Signs. **7)** Discussion On The Development Of A Citywide Transportation Plan. **8)** Discussion Regarding An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, "Administration," Article II, "City Commission", By Enacting A New Section 2-12, "Meeting Agendas," Requiring Proposed Legislation Or Ordinances That Appear On A City Commission Or Commission Committee Agenda To Have A Commissioner Sponsor Identified; Providing For Repealer; Codification; Severability; And An Effective Date. **9)** Discussion Regarding The Present Plans To Build A Convention Center And Casino In Miami-Dade County And The Potential Impact On Miami Beach. **10)** Discussion Regarding Hop-On-Hop-Off City Bus Tour Service From Various Locations In The City. (Page 75)

**C6 - Commission Committee Reports** (Continued)

- C6B Report Of The Capital Improvement Projects Oversight Committee Meeting On March 7, 2011: **1)** Attendance. **2)** Old Business: 2A) Status Report: Venetian Island Neighborhood Improvement Project; 2B) Status Report: Status Report: Palm & Hibiscus Island Undergrounding; 2C) Status Report: Sunset Islands I & II; 2d) Status Report: Sunset Islands III & IV. **3)** Requested Reports: Assessment Of Structural Conditions And Hydraulic Conditions Of Outfalls For Sunset III & IV. **4)** Commission Items: A Resolution Approving A Contract Award, Pursuant To Invitation To Bid No. 07-10/11, For The Right-Of-Way Infrastructure Improvement Program – Neighborhood No. 1 – Biscayne Point; Authorizing The Mayor And City Clerk To Execute An Agreement With David Mancini & Sons, Inc., In The Not-To-Exceed Amount Of \$10,907,759, For The Construction Of The Project, Plus A 10% Project Contingency In The Amount Of \$1,090,776, For A Grand Total Of \$11,998,535; Appropriating \$6,675,401 From Funds Previously Appropriated In The Capital Budget; And Further Appropriating \$5,323,134 From Fund 429 Stormwater Projects Line Of Credit, With Such Funds To Be Repaid From Proposed Future Storm Water Bonds; Further Authorizing The Administration To Engage In Value Engineering To Further Reduce The Cost And Time For Completion Of Said Project. **5)** Review And Acceptance Of Minutes. **6)** Public Comments. **7)** Adjournment. (Page 79)

**C7 - Resolutions**

- C7A A Resolution Approving And Authorizing The City Manager Or His Designee To Submit Grant Applications To: 1) Office Of The Attorney General For Funding From The Victims Of Crime Act Program In The Approximate Amount Of \$60,000; 2) U.S. Department Of Justice, Office Of Juvenile Justice And Delinquency Program For Funding In The Approximate Amount Of \$300,000 Over Three Years, For The Mentoring Youth With Disabilities Program; And, 3) US Department Of Justice, Office Of Community Oriented Policing Services (COPS), COPS Hiring Program For Funding In The Approximate Amount Of \$1,500,000 Over Three Years For The Hiring Of Additional Career Law Enforcement Officers; Appropriating The Above Grants, And Matching Funds, As Necessary, If Approved And Accepted By The City, And Authorizing The Execution Of All Documents Related To These Applications. (Page 87)  
(Budget & Performance Improvement)
- C7B A Resolution Accepting A Donation In The Amount Of \$8,000 From The Miami Beach Chamber Of Commerce From Proceeds Of Its Annual Golf Classic Tournament To Be Utilized By The City's International Baccalaureate (IB) Educational Program. (Page 95)  
(Requested by Commissioner Jerry Libbin)  
(Legislative Tracking: City Attorney's Office)
- C7C A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Architectural And Engineering Proposers, Pursuant To Request For Qualifications (RFQ) No. 22-10/11, For Resident Project Representative Services For Right-Of-Way Improvements To Neighborhood No. 8 Central Bayshore (Package A), Lower North Bay Road (Package B), And Lake Pancoast (Package C); Authorizing The Administration To Enter Into Negotiations With The Two (2) Top-Ranked Proposers; Atkins (PBS&J) And Chen & Associates D/B/A Chen Moore And Associates; And Should The Administration Not Be Successful In Negotiating An Agreement With The Top-Ranked Proposers, Authorizing Negotiations With The Second-Ranked Or Third-Ranked Proposers Per Package. (Page 97)  
(Capital Improvement Projects/Procurement)

**C7 - Resolutions** (Continued)

- C7D A Resolution Waiving By 5/7ths Vote, The Formal Competitive Bidding Requirements, Finding Such Waiver To Be In The City's Best Interest; And Approving The Purchase Of Only Diesel Fuel At The HESS And/Or Shell Station In The North End Of Miami Beach. (Page 115)  
(Fleet Management)
- C7E A Resolution Authorizing The Sole Source Purchase, Pursuant To Section 2-367 (D) Of The City Code For Annual Maintenance Of Cityworks Software From Axteca Systems, Inc., In The Estimated Annual Amount Of \$43,295, Which Designs, Creates, And Owns Cityworks Software, Including Copyright And Trademark Ownership. (Page 121)  
(Public Works)
- C7F A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 1 To The 44<sup>th</sup> Street Drainage Improvements Agreement With Central Florida Equipment Rentals, Inc., Dated February 5, 2010; Said Amendment In The Amount Of \$484,000, For The Construction Of The Muss Park Greenspace Expansion / Chase Avenue Realignment Project; With Previously Appropriated Funding From Fund 161 Quality Of Life. (Page 127)  
(Public Works)
- C7G A Resolution Accepting The Recommendation Of The City Manager, Pursuant To Request For Qualifications (RFQ) No. 20-10/11, For Design, Bid, Award, And Construction Administration Services For The Middle Beach Recreational Corridor Phase II Project; And Authorizing The Administration To Enter Into Negotiations With The Top-Ranked Firm, Coastal Systems International, Inc.; And Should The Administration Not Be Able To Successfully Negotiate An Agreement With The Top-Ranked Firm, Authorizing The Administration To Negotiate With The Second-Ranked Firm, Calvin, Giordano & Associates, Inc.; And Should The Administration Not Be Able To Negotiate An Agreement With The Second-Ranked Firm, Authorizing The Administration To Negotiate An Agreement With The Third-Ranked Firm, Kimley-Horn & Associates, Inc. (Page 135)  
(Public Works/Procurement)
- C7H A Resolution Approving An Amendment To The Agreement Between The State Of Florida Department Of Community Affairs (DCA) And The City, Dated November 24, 2009, For The Allocation Of NSP1 Funds; And An Amendment To The Related Agreement Between The City And Miami Beach Community Development Corporation (MBCDC), Dated January 21, 2010, For The Allocation Of NSP1 Funds; Said Amendments Extending The Respective Expiration Terms Of Each Agreement To March 1, 2013, And Amending Both Agreements To Facilitate The Draw Down Of Funds; Further Authorizing The Mayor And City Clerk To Execute Any Necessary Amendments. (Page 143)  
(Real Estate, Housing & Community Development)

**End of Consent Agenda**